

MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF IRVINGTON, NEW YORK HELD ON MONDAY SEPTEMBER 19, 1994 8:00 P.M. TRUSTEES MEETING ROOM, 85 MAIN STREET, IRVINGTON, NEW YORK.

Present: Dennis P. Flood, Mayor
Sheila M. Attai, Trustee
Garrard R. Beeney, Trustee
Robert H. Pouch, Trustee
Stephen A. McCabe, Administrator
Kevin J. Plunkett, Village Attorney
Lawrence S. Schopfer, Clerk-Treasurer
Robert M. Bauer, Superintendent of Public Works
Richard A. Denike, Police Chief
Eugene Hughey, Building Inspector

The meeting was called to order by Mayor Flood who led the attendance in the pledge of allegiance to the flag of the United States of America.

Mayor Flood thanked Mr. Steve Ivkoscic for his generous contribution to the Village in the form of repairing and painting the main lobby/entrance of Village Hall. Mr. Ivkoscic was in attendance and expressed his thanks for the recognition and stated that he was pleased to contribute in such a manner.

Mayor Flood opened the floor to public comment. James Reiche spoke in regard to the numbering of houses within the Village. He commented that often there is no system of numbering. In addition, he commented that all residences should have their number posted in order to more easily allow for casual as well as emergency access. Mayor Flood spoke of his experience on Meadowbrook Road, where a coordination of numbers required an agreement from all residents on the street. Chief Denike remarked that his department urges all residents to post numbers on their houses. Trustee Beeney also indicated that there is a local law which requires such posting and that maybe the public should be informed of this fact through the Village newsletter or other local bulletin.

Stanley Leyden indicated that the portable toilets located in memorial park are being turned over regularly by vandals. He insisted that something must be done to stop this. Trustee Beeney indicated that patrols have been increased and maybe should be increased further to attack this problem.

David Kapiloff complained that there have been no permit parking spaces available to commuters in the Irvington Station parking lot. He noted that a significant number of spaces are being taken up by the existing sand and salt piles. Mayor Flood indicated that it is the intention of the Village to relocate these piles to an indoor shed facility. Although there are several possibilities as to where such a facility could be located, there are currently no firm plans. Clerk-Treasurer Lawrence Schopfer indicated that, as a result of the lease agreement between Irvington and the MTA, the parking lot is oversold by approximately 150%. Administrator Steve McCabe noted that the Village is working with the MTA to find a suitable location for the winter salt and sand. Mr. Kapiloff questioned as to whether the Village could arrange to have permit parking located in the unused commercial areas on the west side of the railroad tracks. Trustee Beeney stated that this was a possibility worth exploring.

Donald Seus informed the Board that trees planted last year in front of 22 and 28 North Eckar are currently dead. He brought this to the Board's attention so that the Village could take advantage of the 1 year guarantee from the tree company. Supt. of Public Works Bob Bauer indicated that these particular trees were scheduled for replacement after the first frost.

James Reiche questioned whether the old power station located on MTA's property could be used for a salt and sand shed, and if not, could it be taken down. Steve McCabe indicated once again that the Village has considered both alternatives and the Village is working with the MTA toward such an end.

Trustee Attai made a motion to adopt the minutes of the regular meeting of the Village Board held on July 18, 1994. The motion was seconded by Trustee Pouch and unanimously approved.

Trustee Attai made a motion to adopt the minutes of the regular meeting of the Village Board held on August 15, 1994. The motion was seconded by Trustee Beeney and unanimously approved.

Mayor Flood provided some background on the Police Union memorandum of settlement currently before the Board. He indicated that there has been no contract in place since June 1993 and that negotiations

have taken place consistently since then. The settlement includes raises of 3.75% for June 1, 1993 and 1994, 4% for June 1, 1995 and 4.25% for June 1, 1996. He pointed out that the settlement represented a true compromise in that both sides clearly moved in each other's direction in order to achieve a common goal. Mayor Flood thanked all those involved in the negotiations including Michael Buck for the Police and Steve McCabe, Larry Schopfer, and Michael McDermott for the Village. Trustee Beeney noted that an additional benefit of this settlement was that it resulted in the dropping of 2 pending grievances at no further cost to the Village. Mayor Flood noted that binding arbitration would not be necessary, thereby avoiding additional legal and administrative fees. There being no further comment from the Board, a motion was made by Trustee Attai to ratify the memorandum of settlement agreement with respect to a labor contract between the Village of Irvington and the Irvington Police Association. The motion was seconded by Trustee Pouch and approved unanimously.

Mayor Flood read the following communications: Donald N. Nelson, President Metro-North; Donald Marra, Mayor, Dobbs Ferry; Joseph E. Durnin, Mayor, Pelham; Kevin Vecchione; Mrs. Everett J. Steinberg. A copy of each communication is attached hereto as a part of these minutes.

Trustee Attai indicated that the Water Department had recently repaired a water leak on a service line at the Nevis property. In addition, the department is currently flushing hydrants as part of its semi-annual program to keep rust from building up in the water lines. Mr. Vecchione of Sunnyside Lane complained that he had not been informed that flushing was going to take place in his neighborhood. Bob Bauer responded that flyers are left at each residence, the public access channel 14 contains a message indicating which neighborhoods are scheduled for flushing, and a notice is published in the Tarrytown Daily News in an attempt to keep residents informed.

Trustee Pouch presented an update of the Burnham Building project to the public. He indicated that the Village had requested proposals for development of the building and, in response to this request, had received 5 proposals. 2 of the 5 proposals were not considered because they did not meet with the future plans and requirements of the library or the Village. He indicated that the negotiating team of Trustee Attai, Steve McCabe and Larry Schopfer had met directly with the remaining 3 developers to answer specific questions about the proposals. He then stated that this negotiating team was authorized by the Village Board to meet again with the 3 developers to fine tune each proposal, if possible, to better meet the needs of the Village and library. This process would begin immediately and continue through mid-October. Trustee Pouch reiterated that this project has a strong ability to meet the goals of the library and be financial acceptable to the Village.

Trustee Pouch thanked County Asphalt for the fine job done in paving Main Street with a minimum of impact to Village residents. He also thanked all those involved from the Village including Bob Bauer and his foremen, Chief Denike and his officers, Steve McCabe and parking czar Terry Masterson. He noted that the remaining paving projects would be completed by early November. Trustee Pouch also complemented Bob Bauer, Tom Murphy, and Morris Lamberti on the fine design and construction of the new bulletin boards in front of Village Hall and the Recreation Center. He also noted that the Village had recently taken delivery of new equipment including a dump truck, sander, plow and water department utility truck.

Trustee Beeney reviewed the police report for August noting that there was a slight drop in the number of cases handled by the department compared to the same period last year. He also noted that Chief Denike was in the process of hiring a school crossing guard to be placed on Main Street in front of the Middle School during lunch hours.

Mayor Flood discussed the status of the affordable housing project. He noted that Steve McCabe, Larry Schopfer, and consultant Steve Brown would be meeting with 3 of the 10 developers on the project in the coming weeks. Village Attorney Kevin Plunkett indicated that the property owned by Mr. Dinan was currently on the agenda of the Planning Board for subdivision and was moving forward.

Steve McCabe discussed the paving of Main Street and proceeded to thank Terry Masterson and Trustee Beeney for helping to identify additional parking spaces which could be made on Main Street if carefully lined. He also thanked Bob Bauer, Tony Russo, Morris Lamberti, and County Asphalt for picking up even more parking spaces than anticipated. Trustee Beeney indicated that, as a result, there was a 20% increase in parking spaces. Mayor Flood cited the spaces marked off in front of Sunnyside Bank and questioned whether such a spaces could be made "Compact Cars Only". Chief Denike stated that this could be done, however, enforcement of such a rule is quite difficult.

Stanley Leyden remarked that the trucks making deliveries to the Trent Building often block Buckhout Street. Chief Denike stated that he has pointed this out to the businesses in that building. The delivery

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companies have agreed that if they are going to be parked for an excessive period of time, the cabs will be removed from the trailers, thus not blocking the road.

Clerk-Treasurer Larry Schopfer requested a resolution to approve the budgetary modifications as indicated on the attached memo. A motion was made by Trustee Pouch to approve such modifications. The motion was seconded by Trustee Attai and unanimously approved.

Larry Schopfer outlined the filming projects that had taken place in the Village since the last regular board meeting. He indicated that such permits had received preliminary approval from the Mayor and Chief Denike. Formal approval of the granting of the permits listed on the attached memo was therefore requested of the Board. A motion was made by Trustee Pouch to approve such filming permits. The motion was seconded by Trustee Attai and unanimously approved, with Trustee Beeney abstaining from vote on the film permit granted to Rick Levine Productions.

Larry Schopfer presented the Board with the results of a bid for parking meters to replace the aged meters in both the Irvington and Ardsley-on-Hudson parking lots. The lone bidder was Meter Products Co. with a bid of \$330 per unit, \$32.50 per two piece mount, and \$185 per electronic mechanism. Based on this and further recommendation from Chief Denike, he recommended awarding the bid to such bidder. A motion was made by Trustee Attai to approve the awarding of the bid to Meter Products Co. The motion was seconded by Trustee Beeney and unanimously approved. In addition, a budgetary would be needed to cover the purchase of the previously approved parking meters. A motion was made by Trustee Beeney to approve a budget modification from contingency to Parking-equipment in the amount of \$10,500. The motion was seconded by Trustee Pouch and unanimously approved.

Larry Schopfer presented an application, as attached, for a peddling permit to be issued to Robert Carroccetto, to operate a coffee truck near the Irvington Railroad station. Adele Warnock noted that the fee should be higher to keep unwanted businesses from entering the Village. Mayor Flood noted that such an action could be illegal because it would have the effect of warding off competition. A motion was made by Trustee Pouch to approve the granting of a peddlers permit, upon paying of the \$100 fee by the applicant. The motion was seconded by Trustee Attai and unanimously approved.

Mayor Flood questioned whether the Fireman's parade had been definitely scheduled. Chief Denike indicated that the plans are not finalized as of yet. Stanley Leyden commented that the Fireworks display was spectacular.

Upon a motion made by Trustee Pouch and seconded by Trustee Beeney and unanimously approved, the Board approved the payment of the September bills subject to audit.

Trustee Attai made a motion for the Board to adjourn to executive session to take up litigation and personnel matters. The motion was seconded by Trustee Beeney and unanimously approved.

After reconvening from executive session, upon a motion made, seconded and unanimously approved, the Village Board authorized the Village Attorney to give Lalit Jain until October 10, 1994 to cure the nuisance violations on his property on Hillside Terrace as specified by the judgment of the Westchester County supreme court.

Upon a motion made, seconded and unanimously approved, the Village Board approved the hiring of Scott Brennen as a laborer in the Department of Public Works at a starting salary of \$21,476 per year effective September 23, 1994.

There being no further business to conduct, the meeting was adjourned.

Lawrence S. Schopfer, Clerk-Treasurer

Attachments